



Chairman

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PENNSYLVANIA GAMING CONTROL BOARD

P.O. BOX 69060

HARRISBURG, PENNSYLVANIA

17106-9060

MEETING MINUTES

WEDNESDAY, JULY 13, 2016 - 10:00 a.m.

STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

Commissioners

GREGORY C. FAJT

RICHARD G. JEWELL

KEITH R. MCCALL

ANTHONY C. MOSCATO

WILLIAM H. RYAN, JR.

DAVID W. WOODS

Ex-Officio Members

TIMOTHY REESE

EILEEN McNULTY

RUSSELL REDDING

A meeting of the Pennsylvania Gaming Control Board was held at the Pennsylvania Gaming Control Board Office of Hearings and Appeals, Strawberry Square Complex, 2nd Floor, Harrisburg, PA.

Members in attendance were:

David M. Barasch, Chairman

Gregory C. Fajt

Richard G. Jewell

Keith R. McCall

Anthony C. Moscato

William H. Ryan, Jr.

David W. Woods

Ex-Officio members in attendance were:

Robert Coyne, Ex-Officio Designee, Department of Revenue

Jennifer Langan, Ex-Officio Designee, State Treasury

Fred Strathmeyer, Ex-Officio Designee, Department of Agriculture

PA Gaming Control Board Executive Staff who appeared before the Board:

Claire Yantis – Personnel Related Matters

R. Douglas Sherman – Petitions

Stephen Cook – Withdrawals & Report and Recommendations

Susan Hensel – Licensing Matters

Cyrus Pitre – Enforcement Actions

Assistant Enforcement Counsel: Kimberly Adams, James Armstrong, Benjamin Ferrell, Michael Roland, Glen Stuart and David Tepper

Also present were:

Michael Fabius, Esquire, representing Valley Forge Casino

Gib Morrissey, Executive Director of Security, Valley Forge Casino

William J. Downey, III, Esquire, representing Chester Downs and Marina, LLC

N. Lynne Hughes, Esquire, Chester Downs and Marina, LLC

Mr. Ron Baumann, Chester Downs and Marina, LLC

A quorum of the Board being present, Chairman Barasch called the meeting to order.

PUBLIC HEARING/ARGUMENT

The Chairman announced that the Public Hearing regarding Endeka Entertainment, LP would be addressed at the conclusion of all other Board business.

An Oral Argument was held regarding Gaming Partner's International USA, Inc. and GPI Mexicana S.A. de C.V.'s Joint Petition for Relief.

ANNOUNCEMENTS

Chairman Barasch announced that the Board held an Executive Session on July 12th for the purpose of discussing personnel matters and to conduct quasi-judicial deliberations relating to matters being considered by the Board on July 13th. The Board also recessed for a brief Executive Session to deliberate the matter of GPI USA, Inc., and GPI Mexicana S.A. de C.V.'s Joint Petition for Relief.

MINUTES / TRANSCRIPT

On a motion by Commissioner McCall, seconded by Commissioner Moscato, the minutes and transcript of the May 25, 2016 Board meeting were unanimously approved.

OFFICE OF ENFORCEMENT COUNSEL

Due to special circumstances, there was an additional change in the order of Board business to accommodate legal counsel of Chester Downs and Marina, LP.

PGCB MOTION NO. 2016-270 OEC

Motions: 1st—Board Member Fajt / 2nd—Board Member Jewell

The Board hereby approves the Consent Agreement between the Office of Enforcement Counsel and Chester Downs and Marina, LLC (Harrah's Philadelphia) for violating internal controls. Harrah's shall pay a civil penalty in the amount of twenty thousand (\$20,000) dollars and \$2,500 for costs incurred by OEC, BIE and other staff in conjunction with this matter.

Board Decision: Passed by unanimous vote

HUMAN RESOURCES

PGCB MOTION NO. 2016-271 HR

Motions: 1st—Board Member Moscato / 2nd—Board Member Ryan

The Board hereby approved the hiring of Mr. Chase Crosby, Casino Compliance Representative for Lady Luck Casino, Ms. Kimberly Kupniewski, Casino Compliance Representative for Presque Isle Downs, and Mr. Keivon Brown, Casino Compliance Representative for the Meadows Racetrack and Casino.

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2016-272 OCC

Motions: 1st—Board Member Ryan / 2nd—Board Member Woods

The Board hereby adopted the Statement of Policy #125-201 as presented by Assistant Chief Counsel, Susan Yocum.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-273 OCC

Motions: 1st—Board Member Fajt / 2nd—Board Member Jewell

The Board hereby denied, having considered the Petition of Gaming Partners International USA, Inc. (GPI USA) and GPI Mexicana S.A. de C.V. (GPI MX) requesting that Daphne Lendais and Nathalie de Broglie not be required to be licensed as Principals of GPI USA or GPI MX, for failure to obtain a qualified majority.

OHA Docket Nos. 3443-2014 and 3444-2014

Board Decision: Roll Call: Chairman Barasch and Commissioner Jewell - No, Commissioners Woods, McCall, Fajt, Ryan and Moscato - Yes

PGCB MOTION NO. 2016-274 OCC

Motions: 1st—Board Member Jewell / 2nd—Board Member McCall

The Board hereby approved Ryan McCauley's Petition to be removed from the PGCB Involuntary Exclusion List effective 15 days from the date of the Order.

OHA Docket No. 1753-2010

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-275 OCC

Motions: 1st—Board Member McCall / 2nd—Board Member Moscato

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and given that the felony-graded criminal charges against her remain pending, the suspension of Sherelle Clausell's Gaming Employee Occupation Permit shall remain in effect until the conclusion of her criminal case. At the conclusion of her criminal case, Ms. Clausell may request to have the suspension lifted.

OHA Docket Number: 4612-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-276 OCC**Motions:** 1st—Board Member Moscato / 2nd—Board Member Ryan

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and declined to impose sanctions against Darnell Ellis. Mr. Ellis is cautioned that should he engage in future criminal activities, a severe sanction, including suspension or revocation of his Non-Gaming Employee Registration, may be imposed.

OHA Docket Number: 4434-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-277 OCC**Motions:** 1st—Board Member Ryan / 2nd—Board Member Woods

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals recommending that the Gaming Employee Permit of Robert Guest remain suspended until further action by the Board. Additionally, materials which contain confidential information shall be redacted from public view.

OHA Docket Number: 4605-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-278 OCC**Motions:** 1st—Board Member Woods / 2nd—Board Member Fajt

The Board hereby adopted the Report and Recommendation regarding Daniel Lancellotti's Petition to be removed from the PGCB Involuntary Exclusion List effective 15 days from the date of the Order. Material deemed confidential shall be sealed from the public.

OHA Docket Number: 3460-2014

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-279 OCC**Motions:** 1st—Board Member Fajt / 2nd—Board Member Jewell

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and the Emergency Suspension of Xavier Lee Wells' Non-Gaming Employee Registration shall remain in effect. Additionally, Exhibits which contain confidential information are deemed sealed or redacted from public view.

OHA Docket Number: 4544-2016

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING**PGCB MOTION NO. 2016-280 BOL****Motions:** 1st—Board Member Jewell / 2nd—Board Member McCall

The Board hereby approved the Table Game Manufacturer License of TOTALUP, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-281 BOL**Motions:** 1st—Board Member McCall / 2nd—Board Member Moscato

The Board hereby approved the Slot Machine and Table Games Manufacturer Licenses of NOVOMATIC Gaming Industries GmbH.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-282 BOL**Motions:** 1st—Board Member Moscato / 2nd—Board Member Ryan

The Board hereby approved the Slot Machine and Table Games Manufacturer Licenses of NOVOMATIC Americas Sales, LLC.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-283 BOL**Motions:** 1st—Board Member Ryan / 2nd—Board Member Woods

The Board hereby approved the renewal of Tech Art, Inc.'s Table Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-284 BOL**Motions:** 1st—Board Member Woods / 2nd—Board Member Fajt

The Board hereby approved the issuance of Principal and Key Employee Licenses as follows:

Chester Downs and Marina, LLC**Principal Employee****Renewal**

- **John W.R. Payne**, Chief Executive Officer and President of Caesars Entertainment Operating Company, licensed principal affiliate of Category 1 slot machine licensee Harrah's Philadelphia Casino & Racetrack – Docket #8613-3

Greenwood Gaming and Entertainment, Inc.**Principal Affiliate****Renewal**

- **Greenwood Table Game Services, Inc.**, Greenwood Table Game Services, Inc. ("Greenwood Table") is wholly-owned by Category 1 slot machine licensee Greenwood Racing, Inc. through two holding companies. Greenwood Table was formed and continues to operate for the purpose of employing table game personnel at the Parx facility – Docket #65650-2

Mountainview Thoroughbred Racing Association, LLC**Principal Employee****Initial Licensure**

- **Jane Scaccetti**, Member of the Board of Directors and Chair of the Audit Committee for Penn National Gaming, Inc., which is the parent of Mountainview Thoroughbred Racing Association, LLC – Docket #87829-1

Bally Gaming, Inc.**Principal Employee****Initial Licensure**

- **David W. Smail**, Executive Vice President and Chief Legal Officer for Scientific Games Corporation, licensed principal affiliate of licensed table game and slot machine manufacturer Bally Gaming, Inc. – Docket #91238-1

Konami Gaming, Inc.**Key Employee****Initial Licensure**

- **Danielle Lynn Rankin**, Technical Sales Manager (System Sales) with Table Game Manufacturer Konami Gaming, Inc. – Docket #71257-3

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-285 BOL**Motions:** 1st—Board Member Fajt / 2nd—Board Member JewellThe Board hereby approved the issuance of 6 Temporary Key Employee Credentials. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-286 BOL**Motions:** 1st—Board Member Jewell / 2nd—Board Member McCallThe Board hereby approved the issuance of 462 Gaming Employee Occupation Permits (164 initial; 200 renewal; 98 temporary G2 employee) and 193 Non-Gaming Employee Registrations. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-287 BOL**Motions:** 1st—Board Member McCall / 2nd—Board Member Moscato

The Board hereby denied the following Employee Applications as follows:

GAMING EMPLOYEES

94623-1	Nicholas Dougherty
92986-1	Danielle Brown
94601-1	Ashley Hearl

NON-GAMING EMPLOYEES

93938-1	Lester Jones
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Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-288 BOL**Motions:** 1st–Board Member Moscato / 2nd–Board Member Ryan

The Board hereby approved the withdrawal of 38 Gaming and 7 Non-Gaming Employee Applications. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-289 BOL**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby approved the Gaming Service Provider Certification as follows:

CERTIFIED GAMING SERVICE PROVIDERS

- Carnegie Deli Products, Inc.
- Sun Rustic, LLC, d/b/a Rustic Kitchen

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-290 BOL**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

The Board hereby approved the Gaming Service Provider Registration as follows:

REGISTERED GAMING SERVICE PROVIDERS

- Best Line Leasing, Inc. DBA: Best Line Equipment
- Carl Walker Construction, Inc.
- Church & Murdock Electric, Inc.
- Dietz & Watson, Inc.
- Jacamo, Inc. DBA: Auto Express Kia; Off Road Express
- James J. Anderson Construction Company, Inc.
- Long River Entertainment, Inc.
- Valley Builders, LLC
- Venue Classic, LLC

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL**PGCB MOTION NO. 2016-291 OEC****Motions:** 1st–Board Member Jewell/ 2nd–Board Member McCall

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Valley Forge Convention Center Partners, LP regarding underage gaming. Valley Forge Casino shall pay a civil penalty in the amount of ten thousand (\$10,000) and shall also pay \$2,500 for the costs incurred by the Office of Enforcement Counsel, Bureau of Investigations and Enforcement and other related staff in conjunction with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-292 OEC**Motions:** 1st–Board Member McCall/ 2nd–Board Member Moscato

The Board tabled the Consent Agreement between the Office of Enforcement Counsel and Sands Bethworks Gaming. There were no representatives from Sands present.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-293 OEC**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby approved the revocation of Randy Johnson's Gaming Employee Occupation Permit.

Docket Number: 4597-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-294 OEC**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

The Board hereby approved the revocation of Mark Stewart's Non-Gaming Employee Registration.

Docket Number: 4587-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-295 OEC**Motions:** 1st—Board Member Fajt / 2nd—Board Member Jewell

The Board hereby approved the revocation of Brandon Williams' Non-Gaming Employee Registration.

Docket Number: 4581-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-296 OEC**Motions:** 1st—Board Member Jewell / 2nd—Board Member McCall

The Board hereby approved the suspension of Cady Dowlen's Non-Gaming Employee Registration for a period of 30-days.

Docket Number: 4630-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-297 OEC**Motions:** 1st—Board Member McCall / 2nd—Board Member Moscato

The Board hereby approved the revocation of Jennifer Goho's Non-Gaming Employee Registration.

Docket Number: 4638-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-298 OEC**Motions:** 1st—Board Member Moscato / 2nd—Board Member Ryan

The Board hereby approved the revocation of Heather Kolessar's Gaming Employee Occupation Permit.

Docket Number: 4633-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-299 OEC**Motions:** 1st—Board Member Ryan / 2nd—Board Member Woods

The Board hereby approved the suspension of Todd Davis' Non-Gaming Employee Registration until such time as resolution of his pending criminal charges. Mr. Davis may then petition to have his suspension lifted.

Docket Number: 4643-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-300 OEC**Motions:** 1st—Board Member Woods / 2nd—Board Member Fajt

The Board hereby approved the revocation of Taieff Hall's Non-Gaming Employee Registration.

Docket Number: 4623-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-301 OEC**Motions:** 1st—Board Member Fajt / 2nd—Board Member Jewell

The Board hereby approved the revocation of Michael A. Tafuri's Gaming Employee Occupation Permit.

Docket Number: 4006-2015

Board Decision: Passed by unanimous vote

The Board approved the following placements on the PGCB Involuntary Exclusion List:

PGCB MOTION #	RESPONDENT	DOCKET #	FIRST	SECOND	BOARD DECISION	CAN PETITION TO BE REMOVED
2016-302 OEC	Victor Tirado	4580-2016	Jewell	McCall	Unanimous	
2016-303 OEC	Jason Mitchell	4566-2016	McCall	Moscato	Unanimous	
2016-304 OEC	Andrew Turner	4567-2016	Moscato	Ryan	Unanimous	
2016-305 OEC	Michael Turner	4568-2016	Ryan	Woods	Unanimous	
2016-306 OEC	Heather Kolessar	4634-2016	Woods	Fajt	Unanimous	
2016-307 OEC	Scott Long	4615-2016	Fajt	Jewell	Unanimous	
2016-308 OEC	Hung Nguyen	4608-2016	Jewell	McCall	Unanimous	
2016-309 OEC	Kelly Weir	4607-2016	McCall	Moscato	Unanimous	
2016-310 OEC	Caree Dodson	4589-2016	Moscato	Ryan	Unanimous	After 1 Year
2016-311 OEC	Kyrayaha Fort	4622-2016	Ryan	Woods	Unanimous	After 22 nd Birthday
2016-312 OEC	Michael Roane	4621-2016	Woods	Fajt	Unanimous	After 22 nd Birthday

PUBLIC HEARING

PGCB MOTION NO. 2016-313 OEC

Motions: 1st—Board Member Woods / 2nd—Board Member Fajt

The Board hereby granted the Office of Enforcement Counsel's Notice of Recommendation of Denial and/or Abandonment of Endeika Entertainment, LP's Category 1 Slot Machine Application. The Application is hereby denied with prejudice.

Docket Number: 4718-2016

Board Decision: Passed by unanimous vote

ADJOURNMENT

On a motion by Commissioner Fajt, seconded by Commissioner Jewell, the meeting was adjourned.